

**AMENDMENT TO RULES COMMITTEE PRINT**

**118-10**

**OFFERED BY MR. PERRY OF PENNSYLVANIA**

Add at the end of subtitle C of title XVIII the following:

1 **SEC. 1859. DECLARATION OF WAR REQUIRED TO EXERCISE**

2 **AUTHORITY UNDER THE DPA.**

3 (a) **PRIORITIES AND ALLOCATIONS.**—Title I of the  
4 Defense Production Act of 1950 (50 U.S.C. 4511 et seq.)  
5 is amended—

6 (1) in section 101—

7 (A) in subsection (a) by striking “author-  
8 ized” and inserting “authorized, during a pe-  
9 9 riod in which Congress has formally declared  
10 war,”; and

11 (B) in subsection (c)(1) by inserting “dur-  
12 12 ing a period in which Congress has formally de-  
13 13 clared war,” after “may,”;

14 (2) in section 102 by inserting “during a period  
15 15 in which Congress has formally declared war,” after  
16 16 “hoarding,”; and

17 (3) in section 107(b)(1) by striking “peacetime,  
18 18 graduated mobilization, and national emergency”

1 and inserting “a period in which Congress has for-  
2 mally declared war”.

3 (b) EXPANSION OF PRODUCTIVE CAPACITY AND SUP-  
4 PLY.—Title III of the Defense Production Act of 1950 (50  
5 U.S.C. 4531 et seq.) is amended—

6 (1) in section 301(a)(1) by striking “the Presi-  
7 dent may authorize” and inserting “the President  
8 may, during a period in which Congress has formally  
9 declared war, authorize”;

10 (2) in section 302(a) by striking “the President  
11 may make” and inserting “the President may, dur-  
12 ing a period in which Congress has formally declared  
13 war, make”; and

14 (3) in section 303—

15 (A) in subsection (a)(1) by striking “the  
16 President may make” and inserting “the Presi-  
17 dent may, during a period in which Congress  
18 has formally declared war, make”;

19 (B) in subsection (c)(2) by striking “the  
20 President may make” and inserting “the Presi-  
21 dent may, during a period in which Congress  
22 has formally declared war, make”;

23 (C) in subsection (e)(1) by inserting “,  
24 during a period in which Congress has formally

1 declared war” after “the President is author-  
2 ized”; and

3 (D) in subsection (g) by striking “the  
4 President may make” and inserting “the Presi-  
5 dent may, during a period in which Congress  
6 has formally declared war, make”.

7 (c) GENERAL PROVISIONS.—Title VII of the Defense  
8 Production Act of 1950 (50 U.S.C. 4531 et seq.) is  
9 amended—

10 (1) in section 703 by inserting “, during a pe-  
11 riod in which Congress has formally declared war”  
12 after “Any officer or agency head may”;

13 (2) in section 708(c)(1) by striking “the Presi-  
14 dent may consult” and inserting “the President  
15 may, during a period in which Congress has formally  
16 declared war, consult”; and

17 (3) in section 710—

18 (A) in subsection (b)(1) by inserting “dur-  
19 ing a period in which Congress has formally de-  
20 clared war,” after “authorized,”;

21 (B) in subsection (c) by inserting “during  
22 a period in which Congress has formally de-  
23 clared war,” after “authorized,”;

24 (C) in subsection (d) by striking “The  
25 President may utilize” and inserting “The

1 President may, during a period in which Con-  
2 gress has formally declared war, utilize”; and

3 (D) in subsection (e) by striking “author-  
4 ized” and inserting “authorized, during a pe-  
5 riod in which Congress has formally declared  
6 war,”.

7 (d) TECHNICAL AMENDMENTS.—

8 (1) Section 101(c)(1) of the Defense Production  
9 Act of 1950 (50 U.S.C. 4511(c)(1)) is amended by  
10 striking “paragraph (3)” and inserting “paragraph  
11 (2)”.

12 (2) Section 710 of the Defense Production Act  
13 of 1950 (50 U.S.C. 4560) is amended—

14 (A) by redesignating subsections (b)  
15 through (g) as subsections (a) through (f), re-  
16 spectively;

17 (B) in subsection (a), as so redesignated,  
18 by striking “subsection (b)” and inserting “sub-  
19 section” each place it appears; and

20 (C) in subsection (b), as so redesignated,  
21 by striking “section 55a” and inserting “section  
22 3109”.

